



February 20, 2004

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## ENGROSSED HOUSE BILL No. 1304

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DIGEST OF HB 1304 (Updated February 18, 2004 4:13 pm - DI 101)

**Citations Affected:** IC 36-8; noncode.

**Synopsis:** 911 fees. Requires a county with a municipal public safety answering point (PSAP) to submit to the municipality an annual report of expenditures of enhanced emergency telephone system fees. Assigns the contents of HB 1304 as introduced to the regulatory flexibility committee for study during the 2004 interim. (HB 1304 as introduced requires: (1) telephone service suppliers to provide quarterly reports to the county treasurer and the municipal fiscal officer detailing collections of enhanced emergency telephone system fees from customers within the municipality; and (2) the county treasurer to remit quarterly 75% of the fees collected from customers within the municipality to the fiscal officer of the municipality.)

**Effective:** Upon passage.

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**Stevenson, Austin, Lutz J**

(SENATE SPONSORS — RIEGSECKER, MERRITT, MRVAN)

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January 15, 2004, read first time and referred to Committee on Commerce and Economic Development.

January 29, 2004, amended, reported — Do Pass.

February 2, 2004, read second time, ordered engrossed.

February 3, 2004, engrossed.

February 5, 2004, read third time, passed. Yeas 95, nays 0.

SENATE ACTION

February 9, 2004, read first time and referred to Committee on Utility and Regulatory Affairs.

February 19, 2004, reported favorably — Do Pass.

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EH 1304—LS 6782/DI 108+



February 20, 2004

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1304

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 36-8-16-14, AS AMENDED BY P.L.156-2002,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 UPON PASSAGE]: Sec. 14. **(a)** The emergency telephone system fees  
4 shall be used only to pay for:

5 (1) the lease, purchase, or maintenance of enhanced emergency  
6 telephone equipment, including necessary computer hardware,  
7 software, and data base provisioning;

8 (2) the rates associated with the service suppliers' enhanced  
9 emergency telephone system network services;

10 (3) the personnel expenses of the emergency telephone system;  
11 and

12 (4) the lease, purchase, construction, or maintenance of voice and  
13 data communications equipment, communications infrastructure,  
14 or other information technology necessary to provide emergency  
15 response services under authority of the unit imposing the fee.

16 The legislative body of the unit may appropriate money in the fund  
17 only for such an expenditure.

EH 1304—LS 6782/DI 108+



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1           **(b) This subsection applies to a county that:**

2               **(1) imposes a fee under section 5 of this chapter; and**

3               **(2) contains a municipality that operates a PSAP (as defined**  
4               **in IC 36-8-16.5-13).**

5           **Not later than January 31 of each year, the county fiscal body shall**  
6           **submit to each municipality described in subdivision (2) a report**  
7           **of all expenditures described in subsection (a) paid during the**  
8           **immediately preceding calendar year.**

9           **SECTION 2. [EFFECTIVE UPON PASSAGE] (a) In addition to**  
10          **the duties imposed under IC 8-1-2.5-9, the regulatory flexibility**  
11          **committee established by IC 8-1-2.6-4 shall issue a report and**  
12          **recommendations in an electronic format under IC 5-14-6 to the**  
13          **legislative council before November 1, 2004, concerning the topic**  
14          **of 911 fees addressed in House Bill 1304 as introduced during the**  
15          **second regular session of the 113th general assembly.**

16          **(b) This SECTION expires January 1, 2005.**

17          **SECTION 3. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce and Economic Development, to which was referred House Bill 1304, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1304 as introduced.)

STEVENSON, Chair

Committee Vote: yeas 11, nays 0.

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## COMMITTEE REPORT

Madam President: The Senate Committee on Utility and Regulatory Affairs, to which was referred House Bill No. 1304, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1304 as printed January 30, 2004.)

MERRITT, Chairperson

Committee Vote: Yeas 8, Nays 0.

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